



Lincoln-Lancaster County Health Department

Air Quality Program
3140 N Street
Lincoln, NE 68510

Date Received

LLCHD use only

PETITION FOR EXEMPTION FROM APPLICABILITY

Applicable Rule: 40 CFR Part 63 – Subpart HHHHHH: National Emission Standards for Hazardous Air Pollutants (NESHAP) for Paint Stripping and Miscellaneous Surface Coating Facilities

How do I qualify for an exemption from this rule?

The owner/operator of a motor vehicle or mobile equipment surface coating operation may petition the U.S. EPA Administrator for an exemption from the regulatory requirements of this rule if they can demonstrate that the spray applied coatings used by their facility are not 'target HAP-containing coatings'. As defined in 40 CFR Part 63, Subpart HHHHHH §63.11180, 'target HAP-containing coatings' are those that contain $\geq 0.1\%$ (by weight) chromium (Cr), lead (Pb), nickel (Ni), or cadmium (Cd), or that contain $\geq 1.0\%$ (by weight) manganese (Mn). In making this determination for the coatings used at your facility, do not include the following:

- Coatings applied using hand-held aerosol cans
- Coatings applied using a spray gun with a cup capacity of 3 fluid ounces or less

If your facility does not utilize any of the 'target HAP-containing coatings', please complete the following pages and return this form to the addresses given at the top of page 2 of this petition.

A copy of the applicable rule, mentioned above, can be found at the following link:

<http://www.epa.gov/ttn/atw/area/fr09ja08.pdf>

SECTION 1 – General Information

Print or type the following information for each facility for which you are making an initial notification and/or notification of compliance status. If you would like to obtain an electronic copy of this document in MS Word format, download a copy at the following address:

www.lincoln.ne.gov/city/health/envIRON/pollu/airforms.htm

1. Facility Identification Number (optional): _____ NAICS Code: _____

2. Responsible Official's Name & Title: _____

3. Responsible Official's Phone Number: (____) ____ - _____

4. Responsible Official's Address: _____
Street City State ZIP

5. Facility Name: _____

Address: _____
Street City State ZIP

This Petition for Exemption must be completed, signed by a responsible official, and submitted to the Lincoln-Lancaster County Health Department. If your facility is a surface preparation/coating facility, but does not conduct any activities that are covered by 40 CFR Part 60 Subpart HHHHHH, please complete this form and return it to the following addresses:

Lincoln-Lancaster County Health Department
Attn: Gary Walsh
3140 N Street
Lincoln, NE 68510

and

EPA Region VII
Attn: Leslye Werner
901 N. 5th Street
Kansas City, KS 66101-2907

If you have any questions, or require assistance in completing this form, please call the LLHCD Air Pollution Control Program at (402) 441-8040.

SECTION 2 – Facility Information

Briefly describe your facility.

Explain why your facility qualifies for the exemption provision provided in 40 CFR Part 63, Subpart HHHHHH §63.11170 paragraph (a)(2).

- Examples of reasons as to why your facility qualifies for an exemption are as follows:
 - The facility does not use any target HAP-containing coatings
 - This facility does not utilize any spray guns with cups larger than 3 ounces
 - This facility utilizes target-HAP containing coatings only in hand-held aerosol spray cans

SECTION 3 – Description of Spray-Applied Coatings

Identify the manufacturer(s) and product line(s) of all the spray-applied coatings used at this facility. Attach additional pages to this petition, if necessary.

Manufacturer	Product Line

SECTION 4 – Compliance Dates and Compliance Status

I have consulted reliable analyses (material safety data sheets or information obtained from the coating manufacturer) of the coatings that are used in this facility and have determined that we do not spray apply the target HAP (hazardous air pollutant) containing coating as defined in 40 CFR 63.11180. I certify, under penalty of law, to the truth, accuracy, and completeness of the information provided in this petition. If circumstances change such that we intend to spray apply target HAP containing coatings in surface coating operations, we will submit the initial notification required by 40 CFR 63.11175 and will comply with the requirements of Subpart HHHHHH (the National Emission Standard for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources). Spray application of target HAP containing coatings in a surface coating operation voids any exemption that might be granted as a result of this petition.

(Signature of Owner/Operator)

(Title)

(Date)

Note: You must keep a record of this approval on site at your facility until you change your operation(s) to include spray application of target HAP containing coatings, or discontinue motor vehicle and mobile equipment surface coating operations.